

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EASTMAN KODAK COMPANY,

Judgment-Creditor,

v.

ASIA OPTICAL COMPANY, INC.,

Judgment-Debtor.

Case No. 11-CV-6036 (DLC)

**DEFENDANT ASIA OPTICAL'S AMENDED RESPONSE TO THE
COURT'S AUGUST 5, 2015 ORDER CONCERNING
DEFENDANTS' MOTION TO STAY PENDING APPEAL**

On August 4, 2015 Defendant Asia Optical filed its Emergency Motion to Stay Permanent Injunction Pending Appeal, Or In The Alternative, For Temporary Administrative Stay. (Dkt. Nos. 185-187.)

On August 5, the Court entered an Order (Dkt. No. 189) directing Asia Optical to indicate whether it consents to the issuance of a stay subject to the following conditions set forth in the Order:

- (i) that the defendant file by August 14, 2015, a motion for expedited review of its August 3 appeal before the Court of Appeals for the Second Circuit; and
- (ii) that the defendant withdraw by August 14, 2015, the Chinese complaint without prejudice pending a decision of the Court of Appeals for the Second Circuit on the defendant's August 3 appeal.

Defendant Asia Optical originally responded to that Order by indicating that it respectfully did *not* consent to the issuance of a stay subject to the foregoing conditions. (Dkt. No. 190).

However, after further consideration, Asia Optical hereby amends its response to state as follows: Asia Optical consents to the issuance of a stay subject to the two conditions set forth in the Court's August 5, 2015 Order.

Dated: August 10, 2015

Respectfully submitted,

By: /s/ Christopher Kao
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